



**CITY OF HUTTO, TEXAS  
REGULAR CITY COUNCIL MEETING  
THURSDAY, APRIL 04, 2013 AT 07:00 PM**

**CITY HALL - CITY COUNCIL CHAMBERS  
401 WEST FRONT STREET**

**CITY COUNCIL**

Debbie Holland, Mayor  
Anne Cano, Place 1  
Paul Prince, Place 2  
Ronnie Quintanilla-Perez, Place 3, Mayor Pro-tem  
Michael J. Smith, Place 4  
Melanie Rios, Place 5  
Max V. Yeste, Place 6

**AGENDA**

1. **CALL SESSION TO ORDER**
2. **ROLL CALL**
3. **INVOCATION**
4. **PLEDGE OF ALLEGIANCE**
5. **PROCLAMATIONS:**
  - 5A. Proclamation declaring April 6, 2013, as "Don't Mess with Hutto, Texas, Trash-Off Day."
6. **PUBLIC COMMUNICATION**
  - A. Remarks from visitors. (*Three-minute time limit*)
7. **PUBLIC HEARINGS:**
  - A. There are no public hearings scheduled.

8. **PRESENTATIONS:**

A. FINANCE DEPARTMENT

- 8A1. Quarterly presentation of the City's performance and financial report.

9. **REPORTS AND ANNOUNCEMENTS:**

- 9A. Report by Mayor Pro-tem Ronnie Quintanilla-Perez regarding the Saturday Council Chat Session held on March 23, 2013.

- 9B. Report by Councilmember Anne Cano regarding the Williamson County Children's Advocacy Center board meeting held on March 27, 2013.

- 9C. Report by Mayor Pro-tem Ronnie Quintanilla-Perez regarding the Hope Alliance board meeting held on March 28, 2013.

- 9D. Report by Mayor Debbie Holland regarding the Temple College Foundation board meeting held on April 2, 2013.

10. **CONSENT AGENDA ITEMS:**

All items listed on the consent agenda are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless requested by a Councilmember in which event, the item will be removed from the consent agenda and considered as a regular agenda item.

- 10A. Consideration and possible action on the minutes for the City Council regular meeting held on March 7, 2013, work session held on March 21, 2013, and the regular session held on March 21, 2013.

- 10B. Consideration and possible action on a resolution concerning the acceptance of the public street and water improvements of the Tiger Rock facility located at 501 West Front Street.

- 10C. Consideration and possible action on a resolution concerning the acceptance of the street, drainage, water, and wastewater improvements of Hutto Square Section 4 Subdivision.

**REGULAR AGENDA ITEMS**

**11. ORDINANCES:**

- A. There are no ordinances scheduled.

**12. RESOLUTIONS:**

- A. OFFICE OF THE CITY MANAGER
  - 12A1. Consideration and possible action on a resolution amending and replacing the development and repurchase agreement originally approved November 20, 2012, between the City of Hutto and A-S 64 CR 119-HWY 79, L.P. in relation to the Hutto Family YMCA.
- B. FINANCE DEPARTMENT
  - 12B1. Consideration and possible action on a resolution concerning an agreement between the City of Hutto and Compass (BBVA Compass) Bank to invest in a Collateralized Money Market.

**13. OTHER BUSINESS:**

- A. There are no other business items scheduled.

**14. WORK SESSION:**

A work session is conducted for information or educational purposes. No action is taken by the Council on items listed. It is the policy of the City Council that public comment will not be allowed for work session items.

- A. PUBLIC SAFETY DEPARTMENT
  - 14A1. Work session regarding the Red Light Traffic Enforcement Camera Program.

**15. EXECUTIVE SESSION:**

- 15A. Executive Session as authorized by §551.074, Texas Government Code, related to the discussion, deliberation, and/or negotiations regarding the annual performance evaluation of the City Manager.

**16. ACTION RELATIVE TO EXECUTIVE SESSION:**


- 16A. Consideration and/or possible action regarding the annual performance evaluation of the City Manager.

17. **ADJOURNMENT:**

The City Council for the City of Hutto reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above as authorized by the Texas Government Code Sections 551.071 [Litigation/Consultation with Attorney], 551.072 [Deliberations regarding real property], 551.073 [Deliberations regarding gifts and donations], 551.074 [Deliberations regarding personnel matters] or 551.076 [Deliberations regarding deployment/implementation of security personnel or devices] and 551.087 [Deliberations regarding Economic Development negotiations].

**CERTIFICATION**

I certify that this notice of the April 04, 2013 Hutto City Council meeting was posted on the City Hall bulletin board of the City of Hutto on Thurs, the 28<sup>th</sup> day of March 2013 at 4:45 pm.

  
\_\_\_\_\_  
Christine Martinez, City Secretary

Reviewed and approved for posting

  
\_\_\_\_\_  
David Mitchell, City Manager

The City of Hutto is committed to comply with the American with Disabilities Act. The Hutto City Council Chamber is wheelchair accessible. Request for reasonable special communications or accommodations must be made 48 hours prior to the meeting. Please contact the City Secretary at 512/ 759-4033 or [city.secretary@HuttoTX.gov](mailto:city.secretary@HuttoTX.gov) for assistance.

**CITY OF HUTTO  
CITY COUNCIL AGENDA**

AGENDA ITEM NO.: 5A. AGENDA DATE: April 04, 2013

PREPARED BY: Mike Hemker, Parks and Recreation  
Director

APPROVED BY: David R. Mitchell  
David Mitchell, City Manager

ITEM: Proclamation declaring April 6, 2013, as "Don't Mess with Hutto, Texas, Trash-Off Day."

STRATEGIC GUIDE POLICY:

ITEM BACKGROUND:

The 8<sup>th</sup> Annual Keep Hutto Beautiful Don't Mess with Texas Trash-Off will include a trash rally and citywide litter cleanup. This volunteer project is the City of Hutto's contribution to the Great American Cleanup – a nationwide effort sponsored by Keep America Beautiful each year. Last year, the Great American Cleanup mobilized over three million volunteers from all walks of life to do litter cleanups, beautification, and a large variety of community improvement projects in over 17,000 communities. Volunteers donated over 6.7 million hours.

The Trash-Off will begin at 8:00 a.m. on Saturday, April 6, at Fritz Park, 400 Park Street. Breakfast and a trash rally will get the morning started. After breakfast and the rally, participants will disperse to pick up litter all over the Hutto area. Following clean-up in various locations, participants are invited for a hot dog luncheon back at Fritz Park.

Keep Hutto Beautiful and the City of Hutto support Keep America Beautiful's Great American Cleanup through sponsorship of Hutto's 8<sup>th</sup> Annual "Don't Mess with Texas Trash-Off" event.

BUDGETARY AND FINANCIAL SUMMARY:

Not applicable.

RELATED ADVISORY BOARD RECOMMENDATIONS:

Parks Advisory Board and Keep Hutto Beautiful encourage this type of proclamation.

CITY ATTORNEY REVIEW:

Not applicable.

STAFF RECOMMENDATION:

Staff recommends this proclamation which is planned for presentation as part of the trash off rally.

SUPPORTING MATERIAL:

1. Proclamation - Traf Off

## **OFFICIAL PROCLAMATION**

**WHEREAS**, Keep Texas Beautiful, is working with communities, counties and volunteer groups statewide to conduct litter prevention, recycling, beautification, community improvement and waste minimization activities; and,

**WHEREAS**, Keep Hutto Beautiful, strives to empower individuals to take greater responsibility for enhancing their community environment by keeping litter out of Hutto Lake, Cottonwood Creek, Brushy Creek and other creek systems as this litter detracts from the beauty of water ways, can endanger fish and wildlife, and lead to flooding; and,

**WHEREAS**, citizens are organized and ready to mobilize to attack litter and debris along Hutto streets, parks, school sites and waterways with support of local businesses who provide generous contributions for beautification projects; and,

**WHEREAS**, Keep Hutto Beautiful wishes to support the nation's largest organized cleanup, beautification and community involvement program, built on the foundation of civic pride and individual responsibility.

**NOW, THEREFORE, I, DEBBIE HOLLAND, MAYOR OF THE CITY OF HUTTO**, do hereby proclaim Saturday, April 6, 2013, as:

**“DON'T MESS WITH HUTTO, TEXAS, TRASH-OFF DAY”**

in the City of Hutto as we celebrate by cleaning up our city, and I urge all citizens and businesses to participate through volunteerism and sponsorship of this program in an effort to clean up Hutto.

**PROCLAIMED** this the 4<sup>th</sup> day of **April, 2013**.

**CITY OF HUTTO, TEXAS**

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Debbie Holland, Mayor

**CITY OF HUTTO  
CITY COUNCIL AGENDA**

AGENDA ITEM NO.:                      8A1.                      AGENDA DATE: April 04, 2013

PREPARED BY:                      Melanie Hudson, Finance Manager

APPROVED BY:                      David R. Mitchell  
David Mitchell, City Manager

ITEM:                      Quarterly presentation of the City's performance and financial report.

STRATEGIC GUIDE POLICY:    Fiscal and Budgetary

ITEM BACKGROUND:  
The presentation represents the first quarter of the 2013 Fiscal Year (October – December).

BUDGETARY AND FINANCIAL SUMMARY:  
The presentation provides information on revenues and expenditures for the first quarter of Fiscal Year 2012-13. It includes the amended budget levels.

RELATED ADVISORY BOARD RECOMMENDATIONS:  
Not applicable.

CITY ATTORNEY REVIEW:  
Not applicable.

STAFF RECOMMENDATION:  
Not applicable.

SUPPORTING MATERIAL:  
There are no supporting documents.

**CITY OF HUTTO  
CITY COUNCIL AGENDA**

AGENDA ITEM NO.: 10A. AGENDA DATE: April 04, 2013

PREPARED BY: Christine Martinez, City Secretary

APPROVED BY: David R. Mitchell  
David Mitchell, City Manager

ITEM: Consideration and possible action on the minutes for the City Council regular meeting held on March 7, 2013, work session held on March 21, 2013, and the regular session held on March 21, 2013.

STRATEGIC GUIDE POLICY: Council Relations

ITEM BACKGROUND:

The meeting minutes for the City Council regular meeting held on March 7, 2013, work session held on March 21, 2013, and the regular session held on March 21, 2013, have been drafted and brought to the Council for review and consideration.

BUDGETARY AND FINANCIAL SUMMARY:

Not applicable.

RELATED ADVISORY BOARD RECOMMENDATIONS:

Not applicable.

CITY ATTORNEY REVIEW:

Not applicable.

STAFF RECOMMENDATION:

Staff recommends approval of the meeting minutes for the City Council regular meeting held on March 7, 2013, work session held on March 21, 2013, and the regular session held on March 21, 2013.

SUPPORTING MATERIAL:

1. March 7, 2013 Meeting Minutes
2. March 21, 2013 Work Session Minutes
3. March 21, 2013 Regular Session Minutes





**CITY OF HUTTO, TEXAS  
CITY COUNCIL MEETING  
MARCH 07, 2013**

*The Hutto City Council met in a regular session on Thursday, March 7, 2013 in the Hutto City Council Chamber, 401 W. Front Street, Hutto, TX 78634.*

**CALL SESSION TO ORDER**

*Mayor Holland called the session to order at 7:07 p.m.*

**ROLL CALL**

*Members of the City Council that were present were Mayor Debbie Holland, Councilmember Anne Cano, Councilmember Paul Prince, Mayor Pro-tem Ronnie Quintanilla-Perez, Councilmember Michael J. Smith, Councilmember Melanie Rios, and Councilmember Max V. Yeste.*

*Members of staff that were present were Micah Grau, Assistant City Manager, City Attorney Charlie Crossfield, Will Guerin, Development Services Director, Chief of Police Peter Scheets, and Fire Chief Scott Kerwood.*

**INVOCATION**

*The invocation was given by Councilmember Anne Cano.*

**PLEDGE OF ALLEGIANCE**

*Mayor Holland led the Pledge of Allegiance.*

**PROCLAMATIONS**

**5A. Proclamation declaring March 9, 2013 as the Official Arbor Day in Hutto.**

*Mayor Holland read the following proclamation and presented it to Jeff Svoboda Chairman of the Keep Hutto Beautiful Commission.*

*WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and*

*WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska and is now observed throughout the nation and the world; and*

*WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, can cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife; and*

*WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, increase property values, enhance the economic vitality of business areas,*

*beautify our community, and trees wherever they are planted, are a source of joy and spiritual renewal;*

*NOW, THEREFORE, I, Debbie Holland, Mayor of the City of Hutto on behalf of the entire City Council along with the National Arbor Day Foundation, do hereby proclaim Saturday, March 9, 2013 as:*

*“ARBOR DAY”*

*in the City of Hutto as we celebrate by planting new trees in Hutto Lake Park, and urge all citizens to celebrate Arbor Day and support the efforts to protect our trees and woodlands and plant trees to gladden the heart and promote the well-being of this and future generations in Hutto.*

*PROCLAIMED this the 7<sup>th</sup> day of March, 2013.*

#### PUBLIC COMMUNICATION

6A. Remarks from visitors.

*There were no remarks from visitors.*

#### PUBLIC HEARINGS

7A1. Open and conduct a public hearing concerning the zoning change for approximately 1.0 acre of land located at 90 Mager Lane from SF-1 single-family residential) to B-1 (commercial) zoning district. (Owner: Ray Gavit)

*Mr. Gavit requested a zoning change for his property on Mager Lane. The one-acre property is currently zoned SF-1, the default zoning designation given at the time of annexation. Mr. Gavit requested B-1 zoning to allow for a variety of commercial uses and business opportunities after his retirement.*

*Mayor Holland opened the public hearing at 7:12 p.m. There being no testimony, the public hearing was closed.*

#### PRESENTATIONS

8A. *There were no presentations scheduled.*

#### REPORTS AND ANNOUNCEMENTS

9A. Report by Mayor Debbie Holland regarding the Saturday Council Chat Session held on March 2, 2013.

*Mayor Holland reported that she had no visitors at the March 2<sup>nd</sup> Council Chat Session.*

#### CONSENT AGENDA ITEMS

*At the request of staff, Item 10A (Approval of minutes) was withdrawn from the consent agenda. The remaining items listed on the consent agenda were considered to be routine by the City Council and were enacted by one motion. There was no separate discussion of the remaining items listed.*

- 10A. Consideration and possible action on the minutes for the City Council regular meetings held on February 7, 2013, February 28, 2013, and the February 28, 2013 joint work session with the Planning and Zoning Commission.
- 10B. Consideration and possible action on the second and final reading of an ordinance amending the Fiscal Year 2011-12 Budget for miscellaneous end of year entries and to move capital project budgets to Fiscal Year 2012-13.
- 10C. Consideration and possible action on the second and final reading of an ordinance amending the Fiscal Year 2012-13 Budget to reallocate capital project funds from the FY12 Budget.

*MOTION: Mayor Pro-tem Quintanilla-Perez moved to approve the remaining items listed on the consent agenda as presented. Councilmember Smith seconded the motion. The motion carried with 7 ayes and 0 nays.*

#### REGULAR AGENDA ITEMS

#### ORDINANCES

- 11A1. Consideration and possible action on the first reading of an ordinance amending Ordinance 10-17-05A (Parking) to adjust the no parking zone in the 200 block of East Street; and to create a no parking zone on Riverwalk Drive between FM 685 and a point 1,240 feet to the East.

*Peter Scheets, Chief of Police gave the staff presentation. Representatives from businesses located in the 200 block of East Street expressed concerns regarding the no parking zone located along the East side of East Street. A review of the width of the street revealed sufficient space to accommodate parking at that location.*

*Council expressed concern regarding parallel parking where it drops off on East Street. They asked if some large limestone rocks can be placed at that location or that some type of notification be placed at that location to make people aware of the drop-off.*

*Regarding the no parking on Riverwalk Drive, representatives from the Riverwalk Home Owners Association and the Hutto Youth Soccer Association expressed interest in establishing a no parking zone adjacent to the Riverwalk soccer field out of concern for children crossing the street during scheduled games and tournaments when vehicle traffic is heavy. In an effort to address the situation the Youth Soccer Association created an off street parking area adjacent to the soccer field and educated drivers on parking through soccer association bulletins.*

*MOTION: Councilmember Prince moved to approve the first reading of the ordinance amending Ordinance 10-17-05A (Parking) to adjust the no parking zone in the 200 block of East Street; and to create a no parking zone on Riverwalk Drive between FM 685 and a point 1,240 feet to the East. Councilmember Smith seconded the motion. The motion carried with 7 ayes and 0 nays.*

**MOTION:** Councilmember Prince moved to dispense with the second reading of the ordinance with the unanimous consent of all the Councilmembers present and to adopt the ordinance amending Ordinance 10-17-05A (Parking) to adjust the no parking zone in the 200 block of East Street; and to create a no parking zone on Riverwalk Drive between FM 685 and a point 1,240 feet to the East. Councilmember Rios seconded the motion. The motion carried with 7 ayes and 0 nays.

- 11B1. Consideration and possible action on the first reading of an ordinance regarding the zoning change for approximately 1.0 acre of land located at 90 Mager Lane from SF-1 (single-family residential) to B-1 (commercial) zoning district. (Owner: Ray Gavit)

Will Guerin gave the staff presentation. Mr. Gavit requested a zoning change for his property on Mager Lane. The one-acre property is currently zoned SF-1, the default zoning designation given at the time of annexation. Mr. Gavit requested B-1 zoning to allow for a variety of commercial uses and business opportunities after his retirement. B-1 is a setting for low-intensity retail uses and services intended to serve residents of the adjacent neighborhoods. The Mager Lane property is about 116 feet wide at the street frontage, with a depth of about 650 feet. The wedge-shaped lot narrows toward the rear, where it measures less than 20 feet wide. The property meets the minimum lot size of one acre and minimum lot width of 100 feet for the B-1 district.

**MOTION:** Mayor Pro-tem Quintanilla-Perez moved to approve the first reading of the ordinance changing the zoning for approximately 1.0 acre of land located at 90 Mager Lane from SF-1 (single-family residential) to B-1 (commercial) zoning district. Councilmember Cano seconded the motion. The motion carried with 7 ayes and 0 nays.

**MOTION:** Councilmember Yeste moved to dispense with the second reading of the ordinance with the unanimous consent of all the Councilmembers present and to adopt the ordinance changing the zoning for approximately 1.0 acre of land located at 90 Mager Lane from SF-1 (single-family residential) to B-1 (commercial) zoning district. Councilmember Prince seconded the motion. The motion carried with 7 ayes and 0 nays.

## RESOLUTIONS

- 12A1. Consideration and possible action on a resolution regarding the disbursement of funds raised by the Keep Hutto Beautiful Commission to the Keep Hutto Beautiful Foundation in order to fulfill their mission of beautifying Hutto.

Micah Grau gave the staff presentation. The City Council formed the Keep Hutto Beautiful Commission in February 2006. The Keep Hutto Beautiful Commission initiated new programs in the community to promote beautification including adoption of a city flower, formation of the Hutto Farmers' Market, sponsorship of events such as Arbor Day and Trash-Off, and education on beautification and conserving natural resources. Keep Hutto Beautiful has now formed a non-profit foundation (the Keep Hutto Beautiful Foundation) in order to better manage projects, fundraise, and to carry out the mission and directives of the Hutto City Council and the Keep Hutto Beautiful Commission. This resolution will allow the disbursement of funds

*raised by the Commission to the Foundation in order to fulfill their mission of beautifying Hutto.*

*MOTION: Councilmember Rios moved to approve resolution regarding the disbursement of funds raised by the Keep Hutto Beautiful Commission to the Keep Hutto Beautiful Foundation. Councilmember Cano seconded the motion. The motion carried with 7 ayes and 0 nays.*

- 12B1. Consideration and possible action on a resolution determining the necessity and authorizing the use of the power of eminent domain to condemn and acquire certain property interests required for the construction of the proposed FM 685 improvement project, and take other appropriate action (Robert M. Tiemann—Parcel 3).

*Charlie Crossfield gave the staff presentation. The time period for a counter offer regarding this tract has expired. This action gives the City Attorney the authority to proceed with the condemnation of this tract.*

*MOTION: . Mayor Pro-tem Quintanilla-Perez moved that the City of Hutto authorize the use of the power of eminent domain to acquire 0.001 acres from Robert M. Tiemann for the widening and improvements to FM685. Councilmember Prince seconded the motion.*

*VOTE:           Ayes:           Councilmember Anne Cano  
  Councilmember Paul Prince  
  Mayor Pro-tem Ronnie Quintanilla-Perez  
  Councilmember Michael Smith  
  Councilmember Melanie Rios  
  Councilmember Max Yeste  
  Mayor Debbie Holland*

*Nays:           None*

*ACTION:        The motion carried with 7 ayes and 0 nays.*

- 12B2. Consideration and possible action on a resolution determining the necessity and authorizing the use of the power of eminent domain to condemn and acquire certain property interests required for the construction of the proposed FM 685 improvement project, and take other appropriate action (Robert M. Tiemann—Parcel 5).

*Charlie Crossfield gave the staff presentation. The time period for a counter offer regarding this tract has expired. This action gives the City Attorney the authority to proceed with the condemnation of the tract.*

*MOTION: . Mayor Pro-tem Quintanilla-Perez moved that the City of Hutto authorize the use of the power of eminent domain to acquire 0.052 acres from Robert M. Tiemann for the widening and improvements to FM685. Councilmember Rios seconded the motion. The motion carried with 7 ayes and 0 nays.*

*VOTE:           Ayes:           Councilmember Anne Cano  
  Councilmember Paul Prince  
  Mayor Pro-tem Ronnie Quintanilla-Perez  
  Councilmember Michael Smith  
  Councilmember Melanie Rios  
  Councilmember Max Yeste  
  Mayor Debbie Holland*

*Nays:           None*

*ACTION:       The motion carried with 7 ayes and 0 nays.*

- 12B3. Consideration and possible action on a resolution determining the necessity and authorizing the use of the power of eminent domain to condemn and acquire certain property interests required for the construction of the proposed FM 685 improvement project, and take other appropriate action (Tiemann—Parcel 6).

*Charlie Crossfield gave the staff presentation. The time period for a counter offer regarding this tract has expired. This action gives the City Attorney the authority to proceed with the condemnation of the tract.*

*MOTION: . Mayor Pro-tem Quintanilla-Perez moved that the City of Hutto authorize the use of the power of eminent domain to acquire 0.137 acres from Robert M. Tiemann for the widening and improvements to FM685. Councilmember Prince seconded the motion. The motion carried with 7 ayes and 0 nays.*

*VOTE:           Ayes:           Councilmember Anne Cano  
  Councilmember Paul Prince  
  Mayor Pro-tem Ronnie Quintanilla-Perez  
  Councilmember Michael Smith  
  Councilmember Melanie Rios  
  Councilmember Max Yeste  
  Mayor Debbie Holland*

*Nays:           None*

*ACTION:       The motion carried with 7 ayes and 0 nays.*

#### OTHER BUSINESS

- 11A. *There were no other business items scheduled.*

#### WORK SESSION:

*This work session was conducted for information or educational purposes. No action was taken by the Council on the items listed. The training session began at 7:45 p.m.*

14A1. Training on the National Incident Management System (NIMS) for Emergency Management.

*Fire Chief Scott Kerwood gave the presentation of the ICS-402 Incident Command System (ICS). He explained what an ICS (Incident Command System) is and its purpose. He outlined the objectives, responsibilities, and importance of interaction with other entities. He added that the National Incident Management System (NIMS) provides a systematic, proactive approach to guide departments and agencies at all levels of government to respond to, recover from, and mitigate the effects of incidents, regardless of cause, size, location, or complexity. This training is required for local governments, emergency management, and public safety departments in order to secure certain federal grants. Chief Kerwood proceeded with the training session. He provided the City Council and staff with the student manual that they viewed and discussed as Chief Kerwood went through the training session.*

EXECUTIVE SESSION

15A. *There were no executive session items scheduled.*

ACTION RELATIVE TO EXECUTIVE SESSION:

16A. *There were no executive session items scheduled.*

ADJOURNMENT

*There being no further business, the meeting was adjourned at 9:39 p.m.*

CITY OF HUTTO, TEXAS

\_\_\_\_\_  
Debbie Holland, Mayor

ATTEST:

\_\_\_\_\_  
Christine Martinez, City Secretary



**CITY OF HUTTO, TEXAS  
CITY COUNCIL WORK SESSION  
MARCH 21, 2013**

*The Hutto City Council met in a work session on Thursday, March 21, 2013 in the Hutto City Council Chamber, 401 W. Front Street, Hutto, TX 78634*

**CALL WORK SESSION TO ORDER**

*Mayor Holland called the session to order at 6:10 p.m.*

**ROLL CALL**

*Members of the City Council that were present were Mayor Debbie Holland, Councilmember Anne Cano, Councilmember Paul Prince, Mayor Pro-tem Ronnie Quintanilla-Perez, Councilmember Michael J. Smith, and Councilmember Max V. Yeste. Councilmember Melanie Rios had an excused absence.*

*Members of staff that were present were David Mitchell, City Manager, Micah Grau, Assistant City Manager, Will Guerin, Development Services Director, and Melanie Hudson, Finance Manager.*

**WORK SESSION**

**3A1. Presentation and discussion on the 2011-12 Comprehensive Annual Report and Audit.**

*Section 8.14 of the Hutto City Charter requires that the City conduct an independent audit of all accounts of the City by a certified public accountant. The City's audit firm Brockway, Gersbach, Franklin & Niemeier, P.C. has conducted the audit since 2006 and assisted staff with preparation of the Comprehensive Annual Financial Report (CAFR).*

*Stephen Niemeier, Partner with Brockway, Gersbach, Franklin & Niemeier, P.C explained the following information for discussion and the audit results as well as recommendations for improving internal controls. He added that they conducted the audit in accordance with auditing standards generally accepted in the United States and the standards applicable to financial audits contained in Government Auditing Standards, issued by the Comptroller General of the United States. Those standards require that they plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement.*

**Financial Highlights**

**Significant Impacts in FY 2012**

- *Local economy strengthens*



- *Increases in sales tax (10.5% over fiscal year 2011) and property values (8.6% over fiscal year 2011) indicate stronger local economy*
- *City invested \$3.7 million, during fiscal year 2012 in capital asset additions*
- *City's net assets exceed liabilities by \$62.4 million at the end of fiscal year 2012*
- *Increased fund balance reserves from 19% in fiscal year 2011 to 20% in fiscal year 2012*
- *\$405,000 of grant funds utilized from TxDOT to improve FM685*
- *Over the past 6 years the City's TMRS retirement plan strengthened (funded portion of retirement obligation from 58.1% to 69.0%)*

*He outlined the following graphs.*

- *Revenues by component of primary government*
- *Expenses by component of primary government*
- *Summary of Net Assets of primary government*
- *Investment in Capital Assets*
- *Long Term Debt*
- *TMRS Unfunded and Funded*

#### *Audit Results*

- *Independent auditors' report without qualifications*
  - *Recognized past six years for the Certificate of Achievement for excellence in Financial Reporting*
  - *Distinguished Budget Presentation Award*

#### *Fiscal Year 2013-2014*

- *Refunded \$2.215 million Combination Tax & Revenue Certificate of Obligation Bonds for savings of \$334,000*
- *Refunded \$3.725 million in Combination Tax & Revenue Certificate of Obligation Bonds for savings of \$640,401*
- *Continued utilization of TxDOT Grant for improvements to FM685*
- *Grants from Williamson County totaling \$23,000*

*In conclusion he reported that in their opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the government activities, the business-type activities, the aggregate discretely presented component unit, each major fund, and the aggregate remaining fund information of the City as of September 30, 2012, and the respective changes in financial position and, where applicable, cash flows thereof and the respective budgetary comparison for the general fund for the year then ended in conformity with accounting principles generally accepted in the United States.*

#### **ADJOURNMENT**

*There being no further business, the meeting adjourned at 6:56 p.m.*

CITY OF HUTTO, TEXAS

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Debbie Holland, Mayor

ATTEST:

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Christine Martinez, City Secretary

Draft



**CITY COUNCIL  
MEETING MINUTES  
MARCH 21, 2013**

*The Hutto City Council met in a regular session on Thursday, March 21, 2013 in the Hutto City Council Chamber, 401 W. Front Street, Hutto, TX 78634*

**CALL SESSION TO ORDER**

*Mayor Holland called the session to order at 7:03 p.m.*

**ROLL CALL**

*Members of the City Council that were present were Mayor Debbie Holland, Councilmember Anne Cano, Councilmember Paul Prince, Mayor Pro-tem Ronnie Quintanilla-Perez, Councilmember Michael J. Smith, and Councilmember Max V. Yeste. Councilmember Melanie Rios had an excused absence.*

*Members of staff that were present were David Mitchell, City Manager, Micah Grau, Assistant City Manager, Will Guerin, Development Services Director, Matt Bushak, City Engineer, Scot Stromsness, Public Works Director, Randy Barker, Internal Services Manager, Melanie Hudson, and Chief of Police Peter Scheets.*

**INVOCATION**

*The invocation was given by Pastor Simmons.*

**PLEDGE OF ALLEGIANCE**

*Mayor Holland led the Pledge of Allegiance.*

**PROCLAMATIONS**

**5A. Proclamation declaring March 22, 2013, as Youth in Government Day.**

*Mayor Holland read the following proclamation and presented it to David Kinnaman, economics teacher of Hutto High School.*

*WHEREAS, it is the intent of the Hutto City Council and City staff to stand firmly committed to promoting and inspiring the next generation of civic activists and leaders through a course of study known as the Youth in Government Program, and;  
WHEREAS, the City Council and staff have partnered with the Hutto ISD, the Hutto EDC, and the Hutto Fire and Rescue to provide significant leadership to the senior students of Hutto High School for a better understanding of local government and the importance of these entities collaboration in building a strong community, and;  
WHEREAS, this program, now being in its eighth consecutive, successful year with the largest delegation of students participating; and*

*WHEREAS, it is with a spirit of pride in the investment of this next generation of leaders and to this community's well being and long-term quality of life that this program continues on.*

*NOW, THEREFORE, I, DEBBIE HOLLAND, MAYOR OF THE CITY OF HUTTO under the authority invested in me, I do hereby proclaim Friday, March 22, 2013, as "YOUTH IN GOVERNMENT DAY"*

*in the City of Hutto as we celebrate by hosting a visitation of student delegates to the City of Hutto and various other facilities. I urge all citizens and businesses to participate through sponsorship of this program as an investment in the next generation of leadership of this community.*

*PROCLAIMED on this the 21st day of March, 2013.*

#### PUBLIC COMMUNICATION

6A. Remarks from visitors.

*There were no remarks from the visitors.*

#### PUBLIC HEARINGS

7A. There are no public hearings scheduled.

#### PRESENTATIONS

8A1. Presentation of the Quarterly Investment Report for the first quarter of Fiscal Year 2012-13.

*Melanie Hudson gave the staff presentation. The report provided the Council with the City's investment balances, in accordance with the Texas Public Funds Investment Act. The report showed cash and investment balances for all funds combined as of December 31, 2012. Comparative information was also provided so that trends may be monitored. The City's investment balances at December 31, 2012, were made up of cash, certificates of deposits, and investment pools.*

*She outlined the following information regarding the report.*

- *Required by the City's Investment Policy and the Public Funds Investment Act*
- *Indicates ending balances, as well as a comparison to the previous quarter*
- *Demonstrates compliance with the City's investment policy*
- *Investment Policy guides staff on where money can be invested until it is needed for operations, capital, etc.*
- *This is not a revenue/expenditure report*
- *A snapshot of the balances in the bank and investment accounts at a point in time*

*She outlined the figures for the following.*

- *Bank Deposits*
- *Pools (TexPool, TexStar)*
- *Agency Notes*
- *Certificates of Deposit*

*In conclusion she reported that:*

- *Employment numbers on the rise*
- *Low rates until Federal Reserve Rate is increased*
- *Federal reserve rate announced to stay 0 - 0.25%*
- *CD rates have plummeted*
- *Diversity difficulty*

## REPORTS AND ANNOUNCEMENTS

- 9A. Report by Councilmember Anne Cano regarding the Saturday Council Chat Session held on March 9, 2013.

*Councilmember Cano reported that she took the March 9<sup>th</sup> Saturday Chat to the Arbor Day event and then back to the Council Chamber. She had one visitor from the Riverwalk Subdivision who was concerned about the FM685 improvements.*

- 9B. Report by Councilmember Paul Prince regarding the Saturday Council Chat Session held on March 16, 2013.

*Councilmember Prince reported that he did not have any visitors at the March 16<sup>th</sup> Saturday Chat.*

- 9C. Report by Mayor Pro-tem Ronnie Quintanilla-Perez regarding the Hutto Education Foundation board meeting held on March 18, 2013.

*Mayor Pro-tem Quintanilla-Perez reported that she did not attend March 18<sup>th</sup> Hutto Education Foundation meeting due to illness.*

- 9D. Report by Councilmember Michael Smith regarding the Hutto Area Chamber of Commerce board meeting held on March 19, 2013.

*Councilmember Smith reported that discussion at the March 19<sup>th</sup> Chamber of Commerce board meeting was the Crawfish Festival and the additional sitting for visitors and the planned activities for the day.*

- 9E. Report by Councilmember Anne Cano regarding the Hutto Economic Development Corporation board meeting held on March 19, 2013.

*Councilmember Cano reported that Micah Grau gave a presentation at the March 19<sup>th</sup> meeting regarding an update on the purchase of the office space for the EDC. There was discussion on the Hutto Day at the Capital, the Marketing Task Force, and the search committee is moving along on schedule for the new Executive Director.*

- 9F. Report by Councilmember Max Yeste regarding the Round Rock Area Serving Center board meeting held on March 20, 2013.

*Councilmember Yeste reported that he was not able to attend the March 20<sup>th</sup> Serving Center meeting.*

## CONSENT AGENDA ITEMS

*All items listed on the consent agenda were considered to be routine by the City Council and were enacted by one motion. There was no separate discussion of these items.*

- 10A. Consideration and possible action on the minutes for the City Council regular meetings held on February 7, 2013, February 28, 2013, and the February 28, 2013 joint work session with the Planning and Zoning Commission.
- 10B. Consideration and possible action on the acceptance of the public street, drainage, water, and wastewater improvements of the Hutto Eye Care site on Exchange Boulevard.
- 10C. Consideration and possible action on the acceptance of the 2011-12 Comprehensive Annual Financial Report and audit.

*MOTION: Councilmember Cano moved to approve the consent agenda item as presented. Councilmember Smith seconded the motion. The motion carried with 7 ayes and 0 nays.*

#### REGULAR AGENDA ITEMS

#### ORDINANCES

- 11A. *There were no ordinances scheduled.*

#### RESOLUTIONS

- 12A1. Consideration and possible action on a resolution concerning an Interlocal Agreement between the City of Hutto and Hutto Independent School District for the operation of a Public, Education, and Government (PEG) access cable channel for the Hutto community.

*Micah Grau gave the staff presentation. Pursuant to Chapter 66 of the Texas Utilities Code, a municipality may request from an incumbent cable service provider a PEG (Public, Educational, and Government) access channel. In addition if further outlines that the current cable service provider must provide the municipality with capacity in its communications network for programming. Time Warner Cable is the City's current service provider. The City and Hutto Independent School District (HISD) wish to enter into an Interlocal Agreement as partners in the operation of the PEG to benefit the Hutto community. The City will authorize HISD to conduct the daily operation and management of the City's PEG consistent with the terms of the Interlocal Agreement. HISD is designing and developing a video production studio as a means of contributing to the education of all their students by empowering them to expand their opportunities through educational programs offered on the City's PEG channel. A committee consisting of HISD staff, Emily Grobe, Ed Ramos, Micah Grau, and Patti Gilmore will oversee this project and ongoing programming. A 1% franchise fee is paid to the City each year from Time Warner. This fee may only be used for the construction and equipment for a PEG. Funds from that account will be used to pay for the fiber optic construction necessary to get the hub at the High School serviceable. Other costs include 2 encoders and a switch - cost of which will be shared by the HISD and the City's 1% franchise account. The HISD will be assuming all other costs.*

MOTION: Councilmember Prince moved to approve the resolution concerning the Interlocal Agreement between the City of Hutto and Hutto Independent School District for the operation of a Public, Education, and Government (PEG) access cable channel for the Hutto community. Mayor Pro-tem Quintanilla-Perez seconded the motion. The motion carried with 6 ayes and 0 nays.

- 12A2. Consideration and possible action accepting the Certificate of Unopposed Candidates and a resolution ordering the cancellation of the May 11, 2013, General Election for Office of the Mayor, City Council Place 3, and City Council Place 6.

*The deadline to file for a place on the ballot for the May 11, 2013 General Election was March 1, 2013. The only applications that were filed were from the incumbents; Debbie Holland filed for the Office of the Mayor, Ronnie Quintanilla-Perez filed for Council, Place 3, and Max Yeste filed for Council, Place 6. No other candidates filed for a place on the ballot for any of the three positions. The City Council was presented with the Certificate of Unopposed Candidates which allowed the Council to cancel the May 11, 2013 General Election.*

MOTION: Councilmember Smith moved to accept the Certificate of Unopposed Candidates and the resolution ordering the cancellation of the May 11, 2013, General Election for Office of the Mayor, City Council Place 3, and City Council Place 6. Councilmember Cano seconded the motion. The motion carried with 6 ayes and 0 nays.

- 12A3. Consideration and possible action on resolution regarding Amendment No. 3 of the Hutto Economic Development Corporation By-Laws.

*Erin Klingemann, Interim Executive Director gave the presentation. The Hutto Economic Development Corporation Board of Directors wishes to update the titles of the Board of Directors and the Executive Director in the Hutto Economic Development Corporation By-Laws. The title for the Executive Director would be changed to President of the Economic Development Corporation. The title of the President and Vice-President of the Board of Directors would be changed to Chairperson and Vice-chairperson.*

MOTION: Councilmember Prince moved to approve the resolution regarding Amendment No. 3 for the Hutto Economic Development Corporation By-Laws. Councilmember Cano seconded the motion. The motion carried with 6 ayes and 0 nays.

#### OTHER BUSINESS

- 13A. *There were no other business items scheduled.*

#### WORK SESSION

*This work session was conducted for information or educational purposes. No action was taken by the Council on items listed.*

14A1. Presentation and discussion on the administration of a Utility Bill donations program to support important programming and needs within the Hutto community.

*Randy Barker gave the staff presentation. The Council approved the creation of a Utility Assistance Fund at the Council Meeting on February 7, 2013, and requested staff to create an administrative plan for distribution of the collected funds. The purpose of the work session was to discuss elements identified by staff for implementation. The purpose of this program is to create an opportunity for Hutto residents to make donations to support programs and services within the community. The City Manager or designee will have the authority to use the funds to support the different programs and organizations that provide services to the citizens of Hutto. Donated funds will be collected through Utility Billing in an amount determined by the customer at time of contribution. After funds have been deposited into directed accounts, programming entities will be responsible for distribution. No budgetary or financial impact for the City. Accounting codes will be created for identified programs and collected funds will be directed to established accounts. Mr. Barker outlined the draft Administrative Outline Draft for discussion and direction from the Council.*

14A2. Presentation and discussion on the water and wastewater utility rate study.

*Randy Barker introduced the consultant Grady Reed who gave the presentation on the water and wastewater utility rate study. The City contracted with HDR engineering last fiscal year to review the City's cost of providing utility services, recommend rate strategies to ensure cost recovery and provide technical support related to the City's water supply agreements. The City last conducted a utility rate study in 2007. Recent changes in the Wastewater Master Plan and Capital Improvement Projects prompted the need for an updated study and Council consideration. The recommendations were included in the discussion and the presentation by HDR Engineering. Staff will draft any necessary changes and bring back to Council for consideration and possible adoption. Additionally, staff recommended implementation of rate adjustments annually through the budget. Following is some of the information that was provided at the work session.*

Goals of the work session

- *Assumptions and utility financial performance*
- *HDR's recommended changes to City's utility rates*
- *Discuss recommended changes and obtain Council feedback*

Rate Study Process

- *Revised the City's existing rate model previously developed by HDR to accept new data inputs also tried to simplify the model for the city to upkeep.*
- *Worked with City staff to obtain required data:*
  - *Water use data*
  - *Financial data*
  - *Updated Capital Improvement Plan*
- *Reviewed the revised rate model with City staff in a work session*



- *Discussed proposed rates with City staff*
- *Make recommendations to City of Hutto based on those discussions*

#### Assumptions – Water & Wastewater

- *Payment to HOT according to amended contract payment will go up*
- *\$402,960 increase in FY14*

#### Recommendations

- *30% increase in water rates for FY14*
  - *It has been several years since the last rate increase*
  - *Payments to HOT are increasing*
  - *Potential additional 20% rate increase needed for FY15*
- *4% increase in wastewater rates for FY14*
  - *New wastewater treatment plant*
  - *Assumed debt associated with the new plant will be for a term of 30 years*
- *City should do a rate study every year and a total residential bill comparison and non-residential bill comparison*
- *Rate changes are needed due to the following:*
- *Increased cost of existing supplies*
  - *HOT Agreement requires minimum payment regardless of the amount of water used*
- *New Wastewater Treatment Plant*
- *Slowdown in growth of new connections*

#### EXECUTIVE SESSION

- 15A. Executive Session as authorized by §551.072, Texas Government Code, related to the discussion, deliberation, and/or negotiations regarding acquisition of real property from Robert M. Tiemann for the FM685 improvements.

*The Council entered into the conference room at 8:30 p.m. for the Executive Session and reconvened back into regular session at 8:53 p.m.*

#### ACTION RELATIVE TO EXECUTIVE SESSION

- 16A. Consideration and possible action regarding the acquisition of real property from Robert M. Tiemann for the FM685 improvements.

*There was no action taken on this item.*

#### ADJOURNMENT

*There being no further business, the meeting adjourned at 8:53 p.m.*

CITY OF HUTTO

\_\_\_\_\_  
Debbie Holland, Mayor

ATTEST:

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Christine Martinez, City Secretary

Draft

CITY OF HUTTO  
CITY COUNCIL AGENDA

AGENDA ITEM NO.: 10B. AGENDA DATE: April 04, 2013

PREPARED BY: Matthew Bushak, City Engineer

APPROVED BY: David R. Mitchell  
David Mitchell, City Manager

ITEM: Consideration and possible action on a resolution concerning the acceptance of the public street and water improvements of the Tiger Rock facility located at 501 West Front Street.

STRATEGIC GUIDE POLICY: Infrastructure

ITEM BACKGROUND:

The infrastructure improvements for the site development of the Tiger Rock facility have been constructed and are ready to be accepted by the City Council. A final inspection was conducted by the City's Construction Inspector of all streets and water improvements. All items have been constructed according to engineering plans and City codes and standards. The contractor has submitted a warranty bond to cover the materials and workmanship for two years.

BUDGETARY AND FINANCIAL SUMMARY:

The total value of the improvements is \$17,803.00.

RELATED ADVISORY BOARD RECOMMENDATIONS:

Not applicable

CITY ATTORNEY REVIEW:

Not applicable

STAFF RECOMMENDATION:

Staff recommends approval

SUPPORTING MATERIAL:

1. Final Cost and Quantities
2. Resolution



**Job Name: Tiger Rock Martial Arts**

**Cost & Quantities of Public Improvements**

<b>WATER SERVICE</b>	<b>QTY</b>	<b>UNITS</b>	<b>UNIT PRICE</b>	<b>TOTAL</b>
6" Fire Line	80	LF	\$ 50.00	\$ 4,000.00
2" Service Line	104	LF	\$ 27.00	\$ 2,808.00
6" Gate Valve	1	EA	\$ 800.00	\$ 800.00
8" Gate Valve	1	EA	\$ 1,250.00	\$ 1,250.00
8x6 Tee	1	EA	\$ 250.00	\$ 250.00
1 1/2" Domestic Meter Assembly	1	EA	\$ 1,200.00	\$ 1,200.00
Fire Hydrant Assembly	1	EA	\$ 3,500.00	\$ 3,500.00
Patch Road	1	LS	\$ 3,500.00	\$ 3,500.00
<b>TOTAL \$</b>				<b>17,308.00</b>

**RESOLUTION NO. \_\_\_\_\_**

**WHEREAS**, the infrastructure improvements for the site development of the Tiger Rock facility have been constructed and are ready for acceptance; and

**WHEREAS**, a final inspection was conducted by the City's Construction Inspector of all streets and water improvements; and

**WHEREAS**, all items have been constructed according to engineering plans and City codes and standards; and

**WHEREAS**, Verita's Construction submitted a warranty bond to cover the materials and workmanship for two years,

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HUTTO, TEXAS**, hereby accepts the infrastructure improvements for the site development of the Tiger Rock facility.

The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

**RESOLVED** this **4th** day of **April, 2013**.

**CITY OF HUTTO, TEXAS**

\_\_\_\_\_  
Debbie Holland, Mayor

**ATTEST:**

\_\_\_\_\_  
Christine Martinez, City Secretary

**CITY OF HUTTO  
CITY COUNCIL AGENDA**

AGENDA ITEM NO.: 10C. AGENDA DATE: April 04, 2013

PREPARED BY: Matthew Bushak P.E., City Engineer

APPROVED BY: David R. Mitchell  
David Mitchell, City Manager

ITEM: Consideration and possible action on a resolution concerning the acceptance of the street, drainage, water, and wastewater improvements of Hutto Square Section 4 Subdivision.

STRATEGIC GUIDE POLICY: Infrastructure

ITEM BACKGROUND:

The infrastructure improvements for the residential subdivision Hutto Square Section 4 have been constructed and are ready to be accepted by the City Council. A final inspection was conducted by the City's Construction Inspector of all streets, drainage, water, and wastewater improvements. All items have been constructed according to engineering plans and City codes and standards. The contractor has submitted a warranty bond to cover the materials and workmanship for two years.

BUDGETARY AND FINANCIAL SUMMARY:

The total value of the improvements is \$995,084.30. Erosion Control/Restoration costs are not included in the value as they are not permanent assets.

RELATED ADVISORY BOARD RECOMMENDATIONS:

Not Applicable

CITY ATTORNEY REVIEW:

Not Applicable

STAFF RECOMMENDATION:

Staff recommends approval

SUPPORTING MATERIAL:

1. Project Construction Summary
2. Resolution

## PROJECT CONSTRUCTION SUMMARY

PROJECT NAME: Hutto Square Section 4

FINAL ACCEPTANCE DATE: \_\_\_\_\_

INSPECTOR: Alan Barrette

CONTRACTOR: Cash Construction

CIP PROJECT MANAGER: N.A.

CIP #(S): N.A.

SUBDIVISION FILE #: 1000-PLAT

SITE DEVELOPMENT #: N.A.

WATER / WASTEWATER JOB ID #: N.A.

Maintained By:	
COA	Other
Boxes checked by COA	

### **CONSTRUCTION COSTS**

STREET IMPROVEMENT COST:	\$ 360,091.60
SIDEWALK IMPROVEMENT COST:	\$ 7,371.00
SIDEWALK RAMP IMPROVEMENT COST:	\$ 9,600.00
BRIDGE IMPROVEMENT COST:	\$ 0
POND(S) COST:	\$ 0
DRAINAGE IMPROVEMENT COST:	\$ 230,748.70
WATER IMPROVEMENT COST:	\$ 206,898.00
WASTEWATER IMPROVEMENT COST:	\$ 180,375.00
EROSION CONTROLS/RESTORATION COST:	\$ 15,287.50

**TOTAL IMPROVEMENT COST: \$1,010,371.80**

PREPARED BY (DESIGN ENGINEER): Randall Jones Engineering, Inc.

CHECKED BY (CID SUPERVISOR): \_\_\_\_\_

## CONSTRUCTION SUMMARY FOR STREETS & SIDEWALKS

STREET PAVING							
STREET NAME	FROM	TO	DESIGN	W (FT)	L (FT)	PRIVATE	ETJ
Hyltin Street	18 'S'	13 'Q'	1.5"	50	1506	-	-
Anderson Street	24 'P'	32 'P'	1.5"	50	609	-	-
Wimberley Street	2 'P'	11 'P'	1.5"	50	60	-	-
Albany Way	1 'Q'	1 'Q'	2"	70	141	-	-
Kyle Street	32 'S'	32 'S'	1.5"	50	142	-	-

SIDEWALKS / SIDEWALK RAMPS						
STREET NAME	FROM	TO	W (Avg FT)	L (FT)	SIDES <sub>1</sub>	CURB RAMP <sub>2</sub>
Hyltin Street	18 'S'	13 'Q'	4	3012	E, W	4
Anderson Street	24 'P'	32 'P'	4	1218	E, W	2
Wimberley Street	2 'P'	21 'P'	4	1140	E, W	0
Albany Way	1 'Q'	1 'Q'	4	282	S, N	2
Kyle Street	32 'S'	32 'S'	4	284	S, N	2

1 – Designates location of existing sidewalk (E, W, S, N, SE, SW, NE, NW of designated street)

2 – Number of Ramps



## CONSTRUCTION SUMMARY FOR BRIDGES

BRIDGES / BRIDGE CLASS CULVERTS / DRAINAGE CULVERTS ACROSS ROW								
STREET NAME AND ADDRESS OR LOCATION	FEATURE CROSSED <sub>1</sub>	TYPE <sub>2</sub>	DESCRIPTION <sub>3</sub>	DECK		COST	PRIVATE	ETJ
				W (FT) <sub>4</sub>	L (FT) <sub>5</sub>			

1 – Feature Crossed: Creek name if major creek or branch, or roadway name if overpass.

2 – Type: B – Bridge, C - Culvert, P – Pipe. All crossings 20' and wider including multiple box culverts totaling 20' or wider shall be classified as a B – Bridge. Culverts are precast of cast-in-place box culverts. Pipes are smaller drainage pipe crossings with or without headwalls.

3 – Description: i.e. 2 spans (Bridge), 2 – 5 X 7' (Culverts), 2 – 24" RCP (Pipes).

4 – Deck Width: Use “footprint” of culvert/pipes for width on buried culvert/pipes; include full “out to out” dimension including sidewalks/railings for width of standard bridges.

5 – Deck Length: Measured along the centerline of the roadway

## CONSTRUCTION SUMMARY FOR PONDS

PONDS						
POND TYPE <sub>1</sub>	LOCATION (ADDRESS OR LOT / BLOCK #)	SIZE (SY) <sub>2</sub>	DRAINGE AREA (ACRES)	PRIVATE <sub>3</sub>	ETJ	COST

1 – BD = Bio–Detention  
       D = Detention Only  
       DSF = Detention / Sedimentation / Filtration  
       F = Filtration Only  
       S = Sedimentation Only  
       SF = Sedimentation / Filtration  
       SFI = Sedimentation / Filtration / Infiltration  
       SI = Sedimentation / Irrigation  
       WP = Wet Pond

2 – Approximate boundary area

3 – Provide copy of recorded agreement for privately maintained ponds

## CONSTRUCTION SUMMARY FOR DRAINAGE

STORM DRAIN			MANHOLES			INLETS		
SIZE (IN)	MATERIAL TYPE	L (FT)	QTY	SIZE (Dia – FT)	MATERIAL TYPE	QTY	SIZE (L – FT)	TYPE <sub>1</sub>
18"	RCP CLASS III	713	1	6	Precast	18	10'	curb
18"	RCP CLASS IV	93						
24"	RCP CLASS III	689						
30"	RCP CLASS III	157						
36"	RCP CLASS III	384						
42"	RCP CLASS III	645						

JUNCTION BOXES			OUTFALL STRUCTURES		
QTY	SIZE (FT x FT x FT)	MATERIAL TYPE <sub>2</sub>	QTY	SIZE <sub>3</sub>	DESCRIPTION <sub>4</sub>
			2	18"	Sloping headwall

CHANNEL			
LENGTH (FT)	BOTTOM WIDTH (FT)	SIDE SLOPE (FT/FT)	LINING MATERIAL TYPE

- 1) Grate, Area, Curb, Recessed Curb, Combination, Slotted Drain
- 2) Cast-in-Place, Precast
- 3) Pipe size / Culvert Size
- 4) Headwall, Wing Walls, Gabions

## CONSTRUCTION SUMMARY FOR WATER

VALVES INSTALLED			PIPE			FIRE HYDRANTS		
SIZE	DESCRIPTION	NO.	SIZE	TYPE	LENGTH	SIZE	TYPE	NO.
8"	G.V.	3	12"	DR-18	640	5-1/4	American Darling	9
12"	G.V.	1	8"	DR-18	2,260			
AIR RELEASE								
SIZE	TYPE	NO.						
			SERVICES INSTALLED					
			NO.	TYPE:				
			5	SINGLE				
			38	DOUBLE				

REMARKS:

## CONSTRUCTION SUMMARY FOR WASTEWATER

PIPE			MANHOLES					
SIZE	TYPE	LENGTH	DEPTH	MAKE	STA. NO.	B.C.	EYE	STREET
8"	SDR-26	2,475	10'	Conc	WW-A 1+79.24			Anderson Street
			8.5'	Conc	WW-A 4+19.41			Anderson Street
			8.5'	Conc	WW-A 5+05.18			Anderson Street
			9'	Conc	WW-C 1+16.50			Albany Way
			9'	Conc	WW-C 0+00			Albany Way
			11'	Conc	WW-D 2+32.63			Wimberley Street
			9.5'	Conc	WW-D 5+70.26			Wimberley Street
			9'	Conc	WW-B 1+73.62			Hyltin Street
			9'	Conc	WW-B 4+73.62			Hyltin Street
			8.5'	Conc	WW-B 10+18.12			Hyltin Street
			8.5'	Conc	WW-B 13+08.62			Hyltin Street
			7.5'	Conc	WW-B 15+06.00			Hyltin Street
SERVICES INSTALLED								
NO.	TYPE –		TYPE OF MANHOLE COATING: Raven 405					
6	SINGLE							
38	DOUBLE							

## LIMITS OF CONSTRUCTION FOR WATER/WASTEWATER PROJECTS ONLY

PROJECT NAME \_\_\_\_\_ WORK ORDER # \_\_\_\_\_

W/WW JOB I.D. \_\_\_\_\_ SUBDIVISION FILE # \_\_\_\_\_

LIMITS OF PROJECT WILL BE GIVEN BY ADDRESS OF STREETS LISTED BELOW

[illegible]

**THIS SHEET MUST BE USED WHEN THERE IS NOT A STREET AND DRAINAGE SUMMARY INCLUDED.**

**RESOLUTION NO. \_\_\_\_\_**

**WHEREAS**, the infrastructure improvements for the Hutto Square Section 4 residential subdivision have been constructed and are ready for acceptance; and

**WHEREAS**, a final inspection was conducted by the City's Construction Inspector of all streets, drainage, water, and wastewater improvements; and

**WHEREAS**, all items have been constructed according to engineering plans and City codes and standards; and

**WHEREAS**, Cash Construction submitted a warranty bond to cover the materials and workmanship for two years,

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HUTTO, TEXAS**, hereby accepts the infrastructure improvements for the Hutto Square Section 4 residential subdivision.

The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

**RESOLVED** this **4th** day of **April, 2013**.

**CITY OF HUTTO, TEXAS**

\_\_\_\_\_  
Debbie Holland, Mayor

**ATTEST:**

\_\_\_\_\_  
Christine Martinez, City Secretary

**CITY OF HUTTO  
CITY COUNCIL AGENDA**

AGENDA ITEM NO.: 12B1. AGENDA DATE: April 04, 2013

PREPARED BY: Melanie Hudson, Finance Manager

APPROVED BY: David R. Mitchell  
David Mitchell, City Manager

ITEM: Consideration and possible action on a resolution concerning an agreement between the City of Hutto and Compass (BBVA Compass) Bank to invest in a Collateralized Money Market.

STRATEGIC GUIDE POLICY: Fiscal and Budgetary

ITEM BACKGROUND:

The officers of the City of Hutto specified in the agreement are authorized to execute and submit the agreement, to open accounts, to deposit and withdraw funds, to designate other authorized representatives, and to take all other actions required or permitted by the City of Hutto under the Agreement, all in the name and on behalf of the City of Hutto. Investment in this particular Money Market account meets the terms of the current Investment Policy.

BUDGETARY AND FINANCIAL SUMMARY:

Money Market account with BBVA Compass Bank meets the terms of the City of Hutto Investment Policy.

RELATED ADVISORY BOARD RECOMMENDATIONS:

Not applicable.

CITY ATTORNEY REVIEW:

Not applicable.

STAFF RECOMMENDATION:

Staff recommends the Council approve the resolution authorizing the opening of a Money Market account with BBVA Compass Bank.

SUPPORTING MATERIAL:

1. BBVA Agreement - Resolution
2. Collateralized Money Market Agreement



**RESOLUTION NO.**

**A RESOLUTION OF THE CITY OF HUTTO, TEXAS  
APPROVING THE COLLATERALIZED MONEY MARKET  
AGREEMENT WITH BBVA COMPASS BANK.**

**WHEREAS**, it is in the best interests of the City of Hutto to invest its funds in a BBVA Compass Bank Collateralized Money Market to preserve and safeguard the principal and liquidity of such funds and to earn an acceptable yield; and

**WHEREAS**, the City of Hutto is authorized to invest its public funds and funds under its control in a BBVA Compass Bank Collateralized Money Market; and

**WHEREAS**, the BBVA Compass Bank Collateralized Money Market meets the terms of the City of Hutto Investment Policy; applies to all investment activities of the City and to all assets of all funds of the City of Hutto at the present time and any funds received in the future; and

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HUTTO, TEXAS**, that the Hutto City Council hereby approves the Collateralized Money Market Agreement between the City of Hutto and BBVA Compass Bank.

**RESOLVED** on this the **4th** day of the month of **April, 2013**.

**THE CITY OF HUTTO, TEXAS**

\_\_\_\_\_  
Debbie Holland, Mayor

ATTEST:

\_\_\_\_\_  
Christine Martinez, City Secretary

(TEXAS)

**PUBLIC FUNDS DEPOSITOR  
COLLATERALIZED MONEY MARKET AGREEMENT**

This Agreement is made and entered into as of the date last herein written by and between City of Hutto, Texas (the "Depositor") and COMPASS BANK ("Bank").

**PREAMBLE**

Depositor is a governmental entity or public corporation with the power under applicable laws to deposit its funds in depository institutions. Funds on deposit with Bank to the credit of Depositor are required to be secured by collateral assets as and to the extent provided for by applicable state or federal law (the "Public Funds Law"). In order to evidence Depositor's security interest in collateral assets pledged by Bank from time to time to secure such deposits, Bank's board of directors has authorized the undersigned Bank officer to enter into collateral pledge or security agreements on behalf of Bank and to cause qualifying collateral pledged by Bank to be held for the benefit of Depositor in the manner required or permitted under the Public Funds Law.

**AGREEMENT**

Now, in consideration of the mutual covenants in this Agreement, the parties agree as follows:

1. Designation of Bank as Depository; Money Market Account. Depositor represents and warrants that its public funds on deposit with Bank are required to be secured by collateral pursuant to the Public Funds Law identified on **Addendum I** to this Agreement, and that Depositor has taken all requisite action under the Public Funds Law to designate Bank as a qualified depository of Depositor's public funds. Bank hereby obligates itself during the period of **March , 2013 until March , 2014** (the "Pledge Period"), to maintain the deposits in a public funds money market account (the "Money Market Account"). Bank agrees during the Pledge Period to pay interest each month to Depositor on the average collected funds in the Money Market Account at a rate equal to the sum of the one month LIBOR (as published by the British Bankers Association, Wall Street Journal, or other agency responsible for its publishing) **plus 5 basis points**. Depositor hereby agrees that during the Pledge Period the Money Market Account balance may not exceed **\$5,000,000.00**. To the extent additional collateral is required, the Bank reserves the right to change the agreed to interest rate on any balances over **\$5,000,000.00**. Depositor further agrees that it will not make more than six (and no more than three by check) withdrawals from the Money Market Account each calendar month.

2. Grant of Security Interest. To secure the deposits maintained by Depositor with Bank from time to time, Bank hereby pledges and grants to Depositor a security interest in those Bank assets that are at anytime held by Custodian (as hereinafter defined) for the benefit of Depositor in accordance with the terms of this Agreement (the "Collateral"). The Collateral shall consist solely of assets of the kind and character that the Depositor has notified Bank in writing are permitted or required under the Public Funds Law. Depositor represents, warrants and covenants that any types of Collateral that Depositor identifies to Bank as being permitted or required for purposes of this Agreement shall be consistent with the requirements of the Public Funds Law and the collateral, investment and other policies applicable to Depositor. Bank acknowledges that Custodian has agreed to accept and hold the Collateral as custodian as security for Bank's obligations secured pursuant to this Agreement.

3. Custodian. During the term of this Agreement, Bank shall deposit Collateral, to the extent required under the Public Funds Law, with one or more of the following (the "Custodian," whether one or more), as selected by Bank in its discretion: (a) a Federal Reserve Bank or (b) a Federal Home Loan Bank. Depositor acknowledges that it has approved each of the foregoing types of entities as permissible custodians for its public funds and agrees to provide any further evidence as may be

requested by Bank from time to time in order to confirm Depositor's approval of the Custodian. Depositor agrees to provide to Custodian, promptly upon any request of Bank or Custodian, instructions required or requested by Custodian to perform actions consistent with the terms and requirements of this Agreement, including without limitation Sections 6, 7 and 10 of this Agreement. Depositor agrees to be bound by any requirements or conditions established by Custodian, even if such requirements or conditions are more restrictive than those imposed under this Agreement.

4. Receipts. Bank shall cause Custodian to issue safekeeping or trust receipts describing such Collateral and promptly forward copies of same to Depositor. Such safekeeping or trust receipts which are furnished to Depositor by Custodian from time to time shall be deemed a part of this Agreement.

5. Mark to Market. It is the intention of the parties that the total market value of the Collateral securing deposits maintained by Depositor with Bank will equal that percentage of the amount of such deposits required to be collateralized under Public Funds Law (the "Required Collateral Value"). Depositor certifies that the Required Collateral Value, as of the date of this Agreement, is specified on **Addendum I**. Depositor shall be responsible to promptly notify Bank in writing in the event of any change in the Required Collateral Value. Bank will reevaluate the market value of the Collateral on at least a monthly basis in accordance with its regular practices and promptly deposit with Custodian for the purposes of this Agreement any additional collateral which may be necessary to maintain the Required Collateral Value. In addition, in no event shall Bank be required to pledge or deposit with the Custodian, or to maintain on deposit with the Custodian, Collateral with a value in excess of the Required Collateral Value. Bank shall be authorized to effect a release of Collateral from time to time, with prior notice to or consent of Depositor, in order to ensure that the Collateral pledged does not exceed the Required Collateral Value. Depositor will provide Bank with written notification of any new deposits prior to 10:30 a.m., Central time, on the day the new deposits are made, and will provide Bank with at least 24 hours' advance written notice of its intent to make deposits totaling in excess of **\$1,000,000** during any business day of Bank. In no event shall the amount of Depositor's funds on deposit with Bank pursuant to this Agreement exceed **\$5,000,000.00** without Bank's prior written consent.

6. Release and Substitution of Collateral Assets. For so long as Bank shall maintain at the Custodian pledged Collateral for Depositor's benefit at least equal to the Required Collateral Value, Bank shall be entitled, to the fullest extent permitted under the Public Funds Law, to obtain the release of any Collateral to the extent that the value of the Collateral exceeds the Required Collateral Value and to substitute for Collateral any other qualifying securities. Depositor agrees to promptly provide any written consent or authorization upon the request of Bank or Custodian of any release or substitution permitted under the terms of this Agreement. Any release of Collateral or substitution for Collateral authorized under the provisions of this Agreement or otherwise consented to by Depositor shall terminate the security interest granted in this Agreement with respect to such designated assets, but only with respect to such designated assets. Custodian shall have no further liability to Depositor with respect to those assets withdrawn upon an authorized release or substitution under this Agreement.

7. Income on Collateral Assets. Bank shall be entitled to the income paid on the Collateral, and Custodian may dispose of such income as directed by Bank without approval of Depositor, unless and until Bank defaults under this Agreement and fails to cure such default within the time permitted herein.

8. Default and Remedies. If Bank fails at any time to pay and satisfy, when due, any check, draft, or voucher lawfully drawn against any deposit or becomes insolvent or materially breaches its contract with Depositor, Depositor shall give written notice of same to Bank, and Bank shall have 2 days after the receipt of such notice to cure same. In the event Bank fails to cure any default within the time permitted under this Section 8, Depositor shall be entitled to exercise all rights and remedies

afforded to Depositor as a secured party under applicable law and, in conjunction therewith, to issue instructions to Custodian to relinquish possession of so much as may be necessary of the Collateral held by the Custodian to cure such default and to pay the reasonable costs and expenses incurred by Depositor in exercising its rights to such Collateral. In exercising its rights in and to the Collateral, or any part thereof, Depositor must act in a commercially reasonable manner. Depositor shall account to Bank for any unsold Collateral and for any proceeds received any sale or liquidation of any Collateral and other sums received in respect of Collateral to the extent not necessary to cure the default and to pay the reasonable costs and expenses incurred by Depositor in exercising its rights to such Collateral or Collateral remaining unsold. Any permitted sale of Collateral by Depositor may be either at public or private sale; provided, however, Depositor shall give Bank at least 2 days prior written notice of the time and location where such sale shall take place, and such sale shall be to the highest bidder for cash. Depositor and Bank shall have the right to bid at such sale.

9. Authorization and Records. Bank's Board of Directors has authorized the pledge of Bank assets to collateralize deposits maintained by public funds depositors and the Board of Directors or the Management Committee authorized to approve depository pledge agreements has authorized the undersigned Bank officer to enter into, execute and deliver to public funds depositors collateral pledge or security agreements on behalf of Bank and to take all action which may be necessary or appropriate to perform Bank obligations under such agreements. Bank shall maintain this Agreement among its official records continuously until such time as this Agreement is terminated and all deposits of Depositor have been properly paid out. This Agreement may be executed in one or more counterparts, each of which shall be an original.

10. Authorized Representative. During the term of this Agreement, Depositor will designate the officer or officers who singularly or jointly will be authorized to represent and act on behalf of Depositor in any and all matters of every kind arising under this Agreement and provide written notice thereof to Bank.

11. Notices. Any communication, notice, or demand to be given hereunder shall be duly given at the time of delivery if in writing and delivered by hand, reputable overnight courier, or certified U.S. mail to a party at its address indicated below:

If to Depositor, at: City of Hutto, Texas  
401 W. Front St  
Hutto, TX 78634

If to Bank, at: BBVA Compass  
3003 Williams Dr  
Georgetown, TX 78628

Notwithstanding the foregoing, copies of safekeeping or trust receipts forwarded under Section 4 hereof may also be delivered electronically or by facsimile.

12. Prior Agreements. This Agreement, any exhibits, appendices, addendums, schedules, and amendments hereto, encompasses the entire agreement of the parties with respect to the subject matter hereof, and supersedes all previous understandings and agreements between the parties, whether oral or written. The parties hereby acknowledge and represent, by affixing their hands and seals hereto, that said parties have not relied on any representation, assertion, guarantee, warranty, collateral contract or other assurance, except those set out in this Agreement, made by or on behalf of any other party or any other person or entity whatsoever, prior to the execution of this Agreement.

13. Fees. Bank may assess Depositor any fees related to this Agreement or the Money Market Account as disclosed (at any time) to Depositor. The banks fees are attached as Exhibit A.

14. Termination. Either Depositor or Bank may terminate this Agreement upon sixty (60) days' advance written notice to the other; provided, however, that the terms of this Agreement shall continue to apply to all transactions entered into prior to such termination and until Bank shall have properly paid out all deposits (including any time deposits) and Depositor shall have authorized Custodian to redeliver to Bank's sole control all Collateral then in Custodian's possession.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized representatives as of March 17, 2013.

**DEPOSITOR:**

**City of Hutto, Texas**

By: David R. Mitchell

Title: City Manager

**BANK:**

**COMPASS BANK**

By: [Signature]

Title: Vice President

## **ADDENDUM I**

Name of Depositor: City of Hutto, Texas]

Applicable Public Funds Law: Public Funds Collateral Act, Texas Government Code 2257

Required Collateral Value: 102%

Permissible Collateral: Federal Home Loan Bank Letters of Credit, and investment securities issued by the United States or its agencies and instrumentalities as allowed under applicable Public Funds Laws stated above.

# EXHIBIT A

# BBVA Compass

## Texas Miscellaneous Fees and Charges

<b>Account Fees</b>		<b>Overdraft/Insufficient Fund Fees</b>	
Early Account Closing Fee	\$25.00 This fee is assessed when a new account is closed within 180 days of opening	Item Presented For Payment Against Insufficient Funds (NSF)	
Dormant Accounts	No Charge	NSF Charge - Returned Item	\$38.00/Item
		NSF Charge - Paid Item	\$38.00/Item
		These charges are applied for processing items presented for payment against insufficient funds (NSF) with a maximum of six (6) charges per day. These charges are imposed on items created by check, in-person withdrawal, ATM withdrawal, Check Card transaction, or other electronic means.	
		Extended Overdraft Service Charge	\$25.00/Occurrence
		If your account becomes overdrawn and continues with a negative balance for ten (10) consecutive calendar days, an extended overdraft fee will be charged. An additional \$25 extended overdraft fee will be charged if your account remains negative for twenty (20) consecutive calendar days. This charge is in addition to any NSF fees you may incur as a result of items being presented against insufficient funds.	
		Inter-Account Transfer Fee	\$12.00/day in which there is a transfer
		Transfers funds from customer designated account to cover potential overdrafts in checking account.	
<b>ATM and/or Check Card Fees</b>		<b>Online Banking</b>	
Personalized Photo Check Card	\$10/Card No charge with Build-to-Order Checking (one per account)	Online Banking	No Charge
Replacement Card Fee	\$5.00	Online Bill Pay	No Charge
Rush Replacement Card Fee	\$50.00	Mobile Banking (Message and data rates may apply - check with your wireless provider)	No Charge
Fee to Use Another Bank's ATM	\$2/Transaction		
International Service Fee (ATM)	1% of transaction amount	<b>Reconciliation/Research Fees</b>	
International Service Fee (non-ATM)	3% of transaction amount	Reconcile Statement	\$25.00/Hour
		Research	\$25.00/Hour
		Copy or Fax	\$3.00/Page
		<b>Statement Fees</b>	
		Online Statements	No Charge (Online Banking Is Required)
		Paper Statement	\$3.00/Statement cycle with Build-To-Order and Basic Checking No Charge with other deposit accounts
		Statement Upgrade Fee (Image Statement Fee)	\$5.00/Statement cycle with Build-To-Order and Basic Checking No Charge with other deposit accounts
		Special Statement	\$5.00/Statement cycle
		A special statement may include, but not be exclusive to the following: daily statements, duplicate statements, hold statements, and statement printouts.	
<b>Cash Handling Fees</b>		<b>Telephone Banking</b>	
Rolled Coin	\$0.10/Roll	Staff-Assisted Call (over 5/Month)	\$1/Call over 5 in a month
Strapped Currency	\$0.20/Strap	Telephone Transfer Fee	\$3.00/Transfer
Bank Bags (Zipper)	\$5.00/Bag	<b>Stop Payment Fee</b>	
Bank Bags (Locked)	\$20.00/Bag	Stop Payment Request (Branch/Phone)	\$32.00/Request
		Stop Payment Request (Online Banking)(checks only)	\$25.00/Request
<b>Check Charges</b>		<b>Wire Transfer Fees (all fees are per transfer)</b>	
Temporary Checks	\$1.00/Each	<b>Domestic</b>	
Personalized Checks	Personalized check order charges, including tax and shipping and handling, are debited from your account when your order is placed. Check order charges vary.	Incoming (Customer)	
		Outgoing (Customer)	
		Outgoing Repetitive (Customer)	
		Outgoing (Non-Customer)	
		<b>Confirmation</b>	
		Fax/Email	
		Mail/Phone	
		<b>International</b>	
		Incoming (Customer)	
		Outgoing (Customer)	
		<b>Confirmation</b>	
		Fax/Email	
		Mail/Phone	
<b>Collection Items</b>			
Incoming	\$20.00		
Outgoing	\$20.00		
Non-Customer	\$25.00		
Bond Coupon	\$5.00		
International	\$20.00 + costs		
<b>Deposit Fees</b>			
Deposit Correction Fee	\$25.00/Item		
Deposits to Closed Accounts	\$25.00/Deposit		
Deposit Item Returned	\$6.00/Item		
Deposit Item Returned (Foreign)	\$25.00/Item		
Deposit Item Re-Run	\$7.00/Item		
<b>Excessive Transaction Fees</b>			
Basic Savings & Young Savers	\$3/Withdrawal in excess of 4 per statement cycle		
Preferred Money Market	\$10/Withdrawal in excess of 6 per statement cycle		
<b>Legal Fees</b>			
Garnishments, Levies, Court Orders	\$150.00 + attorney fees		

### Applicable Fees and Service Charges

Your account will be subject to the terms and conditions, including all fees and service charges, applicable to BBVA Compass accounts in the state where we maintain your account. For purposes of this Miscellaneous Fees and Charges disclosure, your account will be deemed to be maintained in the state where you opened your account. Your account is considered to have been opened: if you opened your account in person, at the branch office where you opened your account; if you opened your account by mail, at the location where the mail was received by us; or if you opened your account electronically (including by telephone) and your address is in a state where we have branch offices, in the state of your address at the time you opened your account; or if otherwise, in Alabama.

NOTE: The above noted fees and service charges are not set bank-wide. These prices are driven by the competition in your local market. BBVA Compass is a trade name of Compass Bank, a member of the BBVA Group. Compass Bank, Member FDIC. Rev. 11/16/12



February 8, 2013

City of Hutto, Texas  
401 W. Front Street  
Hutto, Texas 78634  
Attn: Micah Grau, Assistant City Manager

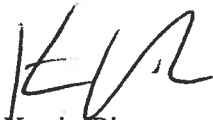
RE: Bank fees

Dear Mr. Grau,

This letter is meant to inform you that BBVA Compass will waive/refund up to four (4) incoming and four (4) outgoing wire fees monthly on the Money Market account the City will be opening. In the event that more than four (4) incoming or four (4) outgoing wires occur in a monthly cycle, applicable fees may be charged.

Please contact me directly with any questions or concerns.

Sincerely,



Kevin Pitts  
Vice President  
BBVA Compass  
512-869-1129

**CITY OF HUTTO  
CITY COUNCIL AGENDA**

AGENDA ITEM NO.: 14A1. AGENDA DATE: April 04, 2013

PREPARED BY: Peter Scheets, Chief of Police

APPROVED BY: David R. Mitchell  
David Mitchell, City Manager

ITEM: Work session regarding the Red Light Traffic Enforcement Camera Program.

STRATEGIC GUIDE POLICY: Public Safety

ITEM BACKGROUND:  
Discussion on the Red Light Traffic Enforcement Camera Program, covering the history, process, and the revenue that is generated.

BUDGETARY AND FINANCIAL SUMMARY:  
Not Applicable.

RELATED ADVISORY BOARD RECOMMENDATIONS:  
Not Applicable.

CITY ATTORNEY REVIEW:  
Not Applicable.

STAFF RECOMMENDATION:  
Not Applicable.

SUPPORTING MATERIAL:  
There are no supporting documents.